

ORDINANCE NO. 349-08

BY: **MARY GALINAS**
(By Request – Safety Director)

AN ORDINANCE TO ENACT CHAPTER 718 "CONCESSIONS, CARNIVALS, AND FAIRS"; TO AMEND SECTION 767.01 "DEFINITION" OF CHAPTER 767 "PUBLIC OUTDOOR SHOWS"; AND TO AMEND A PORTION OF SUBSECTION (c) "BUSINESS REGULATION CODE" OF SECTION 185.04 "FEES OF THE DIRECTOR OF PUBLIC SAFETY" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

WHEREAS, carnivals and fairs are often held within the City of Parma; and,

WHEREAS, amusement rides and/or concessions at carnivals or fairs may be operated by transient workers who are residing in the City of Parma for the duration of time that the carnival or fair takes place; and,

WHEREAS, in order to protect the welfare of the citizens of Parma, it is necessary to ascertain the identity of the operators, and their employees, of amusement rides, amusement attractions, and concessions at a carnival or fair held within the City of Parma; and,

WHEREAS, in order to obtain a license prior to operation, it is necessary that the operators of amusement rides and concessions be required to divulge the identity of the operators and employees to the City of Parma;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That Chapter 718 "Concessions, Carnivals, and Fairs" is hereby enacted into the Codified Ordinances of the City of Parma and shall read as Exhibit "A".

Section 2. That Section 767.01 "Definition" of Chapter 767 "Public Outdoor Shows" of the Codified Ordinances of the City of Parma which presently reads as follows:

"767.01 DEFINITION.

The term 'public outdoor show', as used in this chapter, means any outdoor circus, menagerie, wild west show, dog or pony show, carnival or other show or exhibition, given, conducted, produced, presented or offered for gain or profit."

is hereby amended to read as follows:

"767.01 DEFINITION.

The term 'public outdoor show', as used in this chapter, means any outdoor circus, menagerie, wild west show, dog or pony show, ~~carnival~~ or other show or exhibition, given, conducted, produced, presented or offered for gain or profit."

Section 3. That a portion of subsection (c) "Business Regulation Code" of Section 185.04 "Fees of the Director of Public Safety" of the Codified Ordinances of the City of Parma, which presently reads as follows:

Pg. 2 of L-349-08 Ord. to enact Chapter 718 “Concessions, Carnivals, and Fairs”; to amend Section 767.01 “Definition” of Chapter 767 “Public Outdoor Shows”; and to amend a portion of subsection (c) “Business Regulation Code” of Section 185.04 “Fees of the Director of Public Safety” of the Codified Ordinances of the City of Parma, and declaring an emergency

“185.04 FEES OF THE DIRECTOR OF PUBLIC SAFETY.
 ...
 (c) Business Regulation Code.
 ...
 Bowling alley annual license \$125.00 first alley
 25.00 each additional alley
 Charitable game or scheme of chance
 license 125.00 per event”

is hereby amended to read as follows:

“185.04 FEES OF THE DIRECTOR OF PUBLIC SAFETY.
 ...
 (c) Business Regulation Code.
 ...
 Bowling alley annual license \$125.00 first alley
 \$ 25.00 each additional alley
 CARNIVAL LICENSE, ANNUAL \$100.00, PLUS \$10.00
 EACH ADDITIONAL
 EMPLOYEE
 Charitable game or scheme of chance
 license 125.00 per event”

Section 4. That only those portions of Section 767.01 “Definition” of Chapter 767 “Public Outdoor Shows” and subsection (c) “Business Regulation Code” of Section 185.04 “Fees of the Director of Public Safety” of the Codified Ordinances, as they existed heretofore, are hereby repealed.

Section 5. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 6. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to enact this Chapter and to make these amendments at the earliest time possible, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____ PRESIDENT OF COUNCIL
ATTEST: _____ APPROVED: _____
 CLERK OF COUNCIL
FILED WITH
THE MAYOR: _____ MAYOR, CITY OF PARMA, OHIO